

STATE OF HAWAII

PUBLIC EMPLOYMENT RELATIONS BOARD

In the Matter of)
)
 JERELENE M. AIO,) Case Nos. CU-05-22
 PAULA CHAMBERS,) CU-05-23
 DEBORAH M. C. CHU,) CU-05-24
 ANN K. CORUM,) CU-05-25
 VAN E. CORUM, JR.,) CU-05-26
 SHARON DUMAS,) CU-05-27
 HARRY M. GREENWOOD, III,) CU-05-28
 FLORENCE M. HAYSLIP,) CU-05-29
 DONALD FREDERICK JENSEN,) CU-05-30
 JOANNE C. KAPAHUA,) CU-05-31
 HAROLD W. KUHA,) CU-05-32
 LINDA M. McLEAN and) CU-05-33
 E. PAUL VOSBURGH,) CU-05-34
)
 Complainants,)
)
 and) Order No. 176
)
 HAWAII STATE TEACHERS)
 ASSOCIATION, NEA,)
)
 Respondent.)

In the Matter of)
)
 HAWAII STATE TEACHERS) Case No. SF-05-42
 ASSOCIATION, NEA,)
)
 Petitioner,)
)
 and) Order No. 176
)
 DONALD F. JENSEN, PAULA)
 CHAMBERS, SHARON DUMAS,)
 ANN KONDA CORUM, VAN E.)
 CORUM, JOANNE C. KAPAHUA,)
 HAROLD W. KUHA, LINDA M.)
 McLEAN, FLORENCE M. HAYSLIP,)
 HARRY MARSHALL GREENWOOD,)
 DEBORAH M. C. CHU, E. PAUL)
 VOSBURGH, and JERELENE M. AIO,)
)
 Petitioners for Review,)
)
 and)
)
 HAWAII GOVERNMENT EMPLOYEES')
 ASSOCIATION, Local 152,)
 AFSCME, AFL-CIO,)
)
 Intervenor on Motion)
 to Review.)

ORDER CONFIRMING RULINGS MADE AT HEARING AND GIVING NOTICE OF HEARINGS

At the hearing held in Case Nos. CU-05-22 et seq. on Monday, March 6, 1978; the following rulings were made by the Board and are hereby confirmed:

1. The above-referenced prohibited practice (CU) cases and the petition for review filed in Case No. SF-05-42 will be consolidated for hearing purposes only. The respective cases will retain their present case numbers.

2. The existing deadlines established by Orders No. 167 and 173 respecting the submission of legal memoranda on the question of the Board's jurisdiction to review the decision in Case No. SF-05-42 remain as presently set.

3. Oral arguments on the jurisdictional issue raised in Case No. SF-05-42 by Order No. 167 will be heard by the Board at 8:30 a.m., Tuesday, March 28, 1978, in its hearing room, 2nd floor, 550 Halekauwila Street.

4. In the prohibited practice cases, the Board will bifurcate the proceedings to take up first the legal issues raised by the HSTA's motion to dismiss the charges and to consider the issue of whether and to what extent service fee monies assessed pursuant to Section 89-4, HRS, may be used by the HSTA for lobbying.

5. The HSTA shall file a legal memorandum on the matters referred to in paragraph four of this Order no later than 4:30 p.m., Monday, March 20, 1978. The complainants shall file their responsive memorandum no later than 4:30 p.m., Thursday, March 23, 1978.

6. A hearing before this Board on the matters set forth in paragraph four of this Order will commence at 9:30 a.m., Tuesday, March 28, 1978, in the Board's hearing room.

7. Prior to said hearing, counsel for the complainants in the prohibited practice cases and the HSTA shall attempt to arrive at a stipulation of facts pertinent to the issues set forth in paragraph four of this Order. To the extent any stipulation reached provides an adequate factual basis to permit the Board to rule on the issues set forth in paragraph

four hereof, the hearing on March 28, shall consist of legal argument based on said stipulation and the memoranda of counsel. If the parties fail to reach a stipulation, they, no later than March 20, 1978, shall notify the Board of such failure, and the hearing on March 28, 1978, will be an evidentiary one.

HAWAII PUBLIC EMPLOYMENT RELATIONS BOARD


Mack H. Hamada, Chairman


James K. Clark, Board Member


John E. Milligan, Board Member

Dated: March 7, 1978

Honolulu, Hawaii